

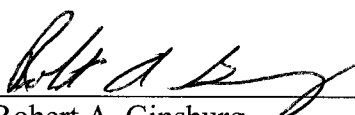
MEMORANDUM

Agenda Item No.10(A)(3)

TO: Honorable Chairperson Barbara Carey-Shuler, Ed.D. and Members, Board of County Commissioners **DATE:** October 7, 2003

FROM: Robert A. Ginsburg
County Attorney **SUBJECT:** Resolution directing
County Manager to install
"No Littering" and "Report
Littering" signs

The accompanying resolution was prepared and placed on the agenda at the request of Senator Javier D. Souto.



Robert A. Ginsburg
County Attorney

RAG/bw

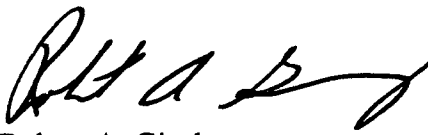


MEMORANDUM

(Revised)

TO: Hon. Chairperson Barbara Carey-Shuler, Ed.D.
and Members, Board of County Commissioners

DATE: October 7, 2003

FROM: 
Robert A. Ginsburg
County Attorney

SUBJECT: Agenda Item No. 10(A)(3)

Please note any items checked.

- ☐ "4-Day Rule" ("3-Day Rule" for committees) applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☒ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Bid waiver requiring County Manager's written recommendation
- ☐ Ordinance creating a new board requires detailed County Manager's report for public hearing
- ☐ Housekeeping item (no policy decision required)
- ☐ No committee review

Approved _____ Mayor
Veto _____
Override _____

Agenda Item No. 10(A)(3)
10-7-03

RESOLUTION NO. _____

RESOLUTION REQUESTING THAT THE COUNTY MANAGER DIRECTS THE MIAMI-DADE COUNTY PUBLIC WORKS DEPARTMENT TO INSTALL "NO LITTERING" AND "REPORT LITTERING" SIGNS ON ALL COUNTY ROADS AND PUBLIC RIGHTS-OF-WAY AND TO DIRECT THE POLICE DEPARTMENT TO PROCESS ANY LITTERING COMPLAINTS AND FORWARD THEM TO THE DEPARTMENT OF SOLID WASTE IN ORDER THAT VIOLATORS MAY BE NOTIFIED AND FINES AND PENALTIES IMPOSED FOR SAID LITTERING VIOLATIONS

WHEREAS, Miami-Dade County has an ongoing problem with litter on county roads and public rights-of-way; and

WHEREAS, Miami-Dade County has limited resources to properly collect all of the accumulated litter; and

WHEREAS, Miami-Dade County currently spends over two million dollars on litter abatement and removal, a cost which will continue to grow annually; and

WHEREAS, the Public Works Department's Aesthetic Canal Cleaning Program, which removes litter from our waterways, costs \$126,000 annually and the Department's Street Sweeping program costs \$390,000 annually; and

WHEREAS, the Department of Solid Waste Management conducts the Transit Container Program which costs \$60,000 annually and is funded from a general fund subsidy; and

WHEREAS, the Department of Solid Waste Management's Litter Corridor Service and "Hotspot" Program costs \$1.822 million annually and is funded from a combination of general fund subsidy and household curbside customer fees; and

WHEREAS, the Department of Solid Waste Management's Public Education Program also assists with litter in an indirect way and costs \$195,000 annually and is funded from a general fund subsidy; and

WHEREAS, the Public Works Department's mowing contracts of Transit guide-ways, roadsides, and medians are more costly than in other municipalities, because they require the contractors to pick up litter prior to mowing; and

WHEREAS, the Community Image Advisory Board sponsors \$190,000 for litter removal; and

WHEREAS, during the heavy rains experienced in South Florida, litter washes down into our extensive canal system causing serious environmental problems, as well as washing into storm drainage systems and causing heavy flooding problems; and

WHEREAS, the great bulk of this litter remains where it is dropped, and will continue to remain there unless physically removed or environmental conditions cause it to decompose over a lengthy period of time; and

WHEREAS, the accumulation of litter, including household and or commercial chemicals, pose a potential public health risk, leading to disease, serious injuries, or illness; and

WHEREAS, litter, including fast food containers, may have food particles that can lead to disease and illness and serve as a source of food for disease carrying rats and mice; and

WHEREAS, the County has a diverse multi-lingual and multi-cultural population, as well as an annual influx of millions of visitors and tourists from around the world, that may not be aware that littering is a serious problem in our community and that the act of littering is a crime; and

WHEREAS, the only “anti-litter” signs in our community are the State signs installed by the Florida Department of Transportation on off-ramps on the interstate highway system,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that the County Manager is directed to design, through the Miami-Dade County Public Works Department, a standardized “No Littering” sign, which will become the official “anti-litter” sign for all County roads and public rights-of-way (see sample “No Littering” sign attached as Exhibit A). Said signs should include the penalties for littering. The signs will be phased in and installed as funding becomes available from local, state, federal and private sources. The County Manager is further directed to process any littering complaints reported to the Police Department through the “Call 4-Police” hotline by instructing the operators to collect the information and then forward it to the Department of Solid Waste so they can send out notices to violators of the potential for future fines and penalties for littering. (See “Report Littering” sample sign attached as Exhibit B).

The foregoing resolution was sponsored by Senator Javier D. Souto and offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Dr. Barbara Carey-Shuler, Chairperson	
Katy Sorenson, Vice-Chairperson	
Bruno A. Barreiro	Jose "Pepe" Diaz
Betty T. Ferguson	Sally A. Heyman
Joe A. Martinez	Jimmy L. Morales
Dennis C. Moss	Dorin D. Rolle
Natacha Seijas	Rebeca Sosa
Sen. Javier D. Souto	

The Chairperson thereupon declared the resolution duly passed and adopted this 7th day of October, 2003. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Thomas Goldstein



EXHIBIT A



EXHIBIT B